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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/481,988	01/11/2000	PAUL J. BRUINSMA	1941-70	6422

20575 7590 08/18/2004

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1030 SW MORRISON STREET  
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EXAMINER
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MARCANTONI, PAUL D

ART UNIT	PAPER NUMBER
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1755

DATE MAILED: 08/18/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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09/481,988

11/11/00

Bruinsma et al.

1941-70

EXAMINER
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*P. Marcantoni*

ART UNIT	PAPER
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1755

20040816

DATE MAILED:

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**Commissioner for Patents**

The appellants have submitted the declaration under 37 CFR 1.132 of Dr. Berg on 7/27/04 and it has been successfully electronically scanned into the record or prosecution history. The Dr. Berg Declaration has been previously considered by the examiner and has been again reviewed by the examiner. It has been determined that there is no relevance of this declaration to the issues presented before the Board of Appeals. The issues before the Board refer only to "recapture" of subject matter and thus the information in this and other declarations appears to have no relevance to the issues at hand. This application is now being re-forwarded back for a decision on the appeal.

Paul Marcantoni  
Primary Examiner  
Art Unit: 1755